## FILED

NOV 152012

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Massage and Bodywork Therapy

By: DAG Susan Carboni Tel. (973) 648-2894 **Division of Consumer Affairs** 

N.J. Bd. of Massage & Bodywork Therapy

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MASSAGE AND BODYWORK
THERAPY

IN THE MATTER OF THE

LICENSE OF

Administrative Action

FENG LIN

CONSENT ORDER

GRANTING LICENSURE

TO PRACTICE MASSAGE AND

BODYWORK THERAPY

This matter was opened to the Massage, Bodywork and Somatic Therapy Committee ("the Committee") upon receipt of the application of Feng Lin for certification as a massage, bodywork and somatic therapist. Upon a review of the application and the criminal history background check it was ascertained that although the applicant had checked "no" in response to the

question as to whether he had ever been arrested for or convicted of any violation of law, the applicant had convicted of simple assault in Virginia on October 3, 2005, and sentenced to 360 days of probation and restitution. The probation was completed and the restitution paid. The applicant claimed that he checked "no" in response to the questions because he had not read them carefully.

The Board of Massage and Bodywork Therapy, which has superseded the Committee as of September 4, 2012 pursuant to P.L. 2007, c. 377, the "Massage and Bodywork Therapist Licensing Act," finds that the applicant knew or should have known that by checking "no" in response to questions as to whether he had ever been arrested for or convicted of a crime or offense, he was providing inaccurate information to the State. Accordingly, the Board finds that the applicant engaged in misrepresentation on his application in violation of N.J.S.A. 45:1-21(b) with respect to his criminal history.

The Board having reviewed this matter, and having determined that the within Order is sufficiently protective of the public, in lieu of further proceedings, and for other good cause shown; IT IS on this  $15^{12}$  day of November, 2012 HEREBY ORDERED AND AGREED that:

1. A civil penalty in the amount of \$100.00 is hereby imposed for the applicant's violation of N.J.S.A. 45:1-21(b).

Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and shall be forwarded simultaneously with this signed Order.

2. The applicant's application for certification is now considered an application for licensure, and is hereby granted upon payment of the above penalty and any required fees and documents, if not already submitted.

NEW JERSEY STATE MASSAGE, BODYWORK AND SOMATIC THERAPY EXAMINING COMMITTEE

By:

Deborah Overholt

Chairperson

I have read and understand the above Order and agree to be bound by its terms.

Feng Lin